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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CR No. 08-0329 JSW
Plaintiff,	)	STIPULATION AND <del>PROPOSED</del> ORDER
v.	)	EXCLUDING TIME FROM MAY 16, 2008
TIMOTHY CRAIG,	)	THROUGH JUNE 12, 2008
Defendant.	)	

On May 16, 2008, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from May 16, 2008 through June 12, 2008. The parties represented that granting the continuance was necessary for continuity of counsel and effective preparation of counsel, taking into account the exercise of

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1 due diligence, to afford counsel time to prepare and produce additional discovery, review the  
2 additional discovery, and to meet and confer pursuant to local rules. See 18 U.S.C. §  
3 3161(h)(8)(B)(iv).

4  
5 SO STIPULATED:

6 JOSEPH P. RUSSONIELLO  
7 United States Attorney

8  
9 DATED: May 16, 2008

10 /s/ Denise Barton  
DENISE MARIE BARTON  
Assistant United States Attorney

11  
12 DATED: May 16, 2008

13 /s/  
STEVEN G. KALAR  
Attorney for TIMOTHY CRAIG

14  
15 As the Court found on May 16, 2008, and for the reasons stated above, the Court finds that  
16 the ends of justice served by the continuance outweigh the best interests of the public and the  
17 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act  
18 calculations May 16, 2008 through June 12, 2008 for effective preparation of counsel. See 18  
19 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny the  
20 defendant continuity of counsel and reasonable time necessary for effective preparation of  
21 counsel, taking into account the exercise of due diligence, and would result in a miscarriage of  
22 justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

23  
24 SO ORDERED.

25  
26 DATED: 5/19/08

27   
HONORABLE EDWARD M. CHEN  
United States Magistrate Court Judge